Government of Kerala
1981

Reg. No. KL/TV(N)/18

KERALA GAZETTE

SUPPLEMENTS

PUBLISHED BY AUTHORITY

Vol. XXVI] Trivandrum, Tuesday, 24th March 1981 / 3rd Chaithra 1903 (Saka) [No. 12

PART I

CONTENTS

PAGE

General Administration Department

Agriculture Department

Labour Department

Local Administration & Social Welfare Department

6. G. O. (MS.) 36/81/LA & SWD. dated 20-2-1981 (Syllabus and the number of free chances of the newly introduced Municipal Departmental Test)..

Section iv

7-21. S.R.O.Nos.—331, 332, 333, 334, 335, 336, 339, 340, 341, 342, 343, 344, 345, 346 and 347/1981.

———

Kerala Gazette No. 12 dated 24th March 1981.
PART I

GOVERNMENT OF KERALA

Abstract

PUBLIC SERVICES—COMMITTEE TO REVIEW THE PERFORMANCE OF THE DEPARTMENTS CONCERNED IN THE MATTER OF RECRUITMENT OF SCHEDULED CASTES/SCHEDULED TRIBES—MEMBERS—NOMINATION MODIFIED

GENERAL ADMINISTRATION (EMPLOYMENT CELL) DEPARTMENT

G.O.Ms.No. 65/81/GAD. *Dated, Trivandrum, 3rd March* 1981.

Read:—1. G. O. Ms. 353/PD dated 28-11-1968
2. G. O. Ms. 302/PD dated 6-10-1969
3. G. O. Ms. 84/71/PD dated 27-3-1971
4. G. O. Ms. 179/77/GAD dated 10-6-1977
5. G. O. Ms. 109/80/GAD dated 17-3-1980

ORDER

The Special Secretary, Labour Department is one among the members of the Committee to review the progress of recruitment of members of Sch. Castes/Sch. Tribes for appointment to the Public Services in various Departments of Government which was reconstituted as per the G. O. read as fifth paper above. Now it is found that the Special Secretary, Labour Department is not concerned with matters relating Harijan Welfare since this subject is now dealt with in the Development Department. Therefore his continued membership in the Committee is not necessary. At the same time it is also necessary that the Special Secretary, Development who is in charge of the Harijan Welfare, be the member of the Committee.

In the circumstances, Government order that the Special Secretary, Labour Department will cease to be the member of the Committee and in his place the Special Secretary, Development department is nominated (as Member of the Committee).

The G.O. read as fifth paper above stands modified to this extent.

By order of the Governor.
M. S. K. RAMASWAMY,
Special Secretary.

G. 427 [P.T.O.]

To,

The Special Secretary, Labour Department
The Special Secretary, Development Department
The Chairman and Members of the Committee
The Accountant General, Kerala, Trivandrum
The Joint Secretary, General Administration (Employment Cell) Department—Convener
The Private Secretary to Chief Minister and other Ministers.
All Departments of the Secretariat (All Sections)
All Officers of the Secretariat
The Director of Harijan Welfare
The Director of Tribal Welfare
The Finance Department
The Director of Public Relations
The Superintendent, Government Presses, Trivandrum

Kerala Gazette No. 12 dated 24th March 1981.
PART I

GOVERNMENT OF KERALA

Abstract

AGRICULTURE—PROBLEMS OF KUTTANAD CULTIVATORS—CONFERENCE ON DECEMBER 9, 1980—ORDERS ISSUED.

AGRICULTURE (AGRI) DEPARTMENT

G. O. (P) 476/80/AD. Dated, Trivandrum, 10th December 1980

Read:—1. G. O. (MS) 280/80/AD dated 26-7-1980.
2. G. O. (P) 242/80/AD dated 4-7-1980.

ORDER

Representations have been received by Government from various organisations on the problems of Kuttanad cultivators. A conference was held on December 9, 1980 in the Secretariat to discuss these problems Chief Minister, Minister of Agriculture and Social Welfare and other Ministers, Officers connected with Kuttanad, problems and representatives of farmers' organisations participated in the conference. The problems of Kuttanad cultivators were discussed by the conference in detail. After examining the various issues raised at the conference; Government are pleased to issue the following orders:

(1) The cost of dewatering will be borne by Government in full. This will include electricity charges, hire charges of motors and its equipments, and cost of installation This is in lieu of the pumping subsidy ordered in the G. O. read as first paper above. This concession will be made applicable to the cultivators of Kuttanad area, kole lands of Trichur District, Ponnani taluk of Malappuram District and Vellayani Kayal in Trivandrum District.

(2) The interest relief sanctioned to small farmers in G. O. read as second paper above will be made applicable to farmers who own 2.03 ha (5 acres) or less.

(3) The decisions of the Industrial Relations Committee in respect of Kuttanad area will be implemented promptly.

(4) In view of the peculiar problems faced by paddy cultivators of the State, a one-man commission will be appointed to study their problems and suggest appropriate measures. Orders appointing the commission will be issued separately.

By order of the Governor,
T. N. JAYACHANDRAN,
Special Secretary.

To

All District Collectors
Punja Special Officer, Alleppey and Trichur
Director of Agriculture
Secretary, Board of Revenue
Registrar of Co-operative Societies
Chief Engineer (I)
Labour Commissioner
Accountant General, Trivandrum (Through Finance Department)
Finance Department
Labour Department
Home Department
Agriculture (Co-operative) Department
Agriculture (Co-op. Estt) Department
P. W. & E. Department
Food Department
Irrigation Department
Private Secretary to Chief Minister
Private Secretaries to Minister (A&SW) and other Ministers

Kerala Gazette No. 12 dated 24th March 1981
PART I

GOVERNMENT OF KERALA

Abstract

AGRICULTURE —MATTERS RELATING TO CULTIVATORS OF PADDY IN THE STATE—JANARDHANAN NAIR (SRI) M.– ONE-MAN COMMISSION—APPOINTMENT—ORDERED.

AGRICULTURE (ESTABLISHMENT-B) DEPARTMENT

G.O. (P) No. 31/81/AD **Dated, Trivandrum, 5th February 1981.**

Read:—G. O. (P) 476/80/AD dated 10th December, 1980.

ORDER

In the G. O. cited it was ordered, among other things, that, in view of the peculiar problems faced by paddy cultivators of the State, a one-man commission will be appointed to study their problems and suggest appropriate measures. Government are pleased to appoint Sri M. Janardhanan Nair, Retired Director of Agriculture as One-man Commission to enquire into matters relating to cultivators of paddy in the State and suggest appropriate measures. He will complete the work and submit a report to Government within four months.

2. Orders regarding the terms and conditions of appointment of Shri Nair will be issued separately.

By order of the Governor,
T. N. JAYACHANDRAN,
Special Secretary.

G. 330

[P. T. O.]

To

Sri M. Janardhanan Nair, Retired Director of Agriculture, Sasthamangalam, Trivandrum—695 010
Director of Agriculture/All District Collectors, Secretary, Board of Revenue
Registrar of Co-operative Societies
Chief Engineer (Irrigation)/Labour Commissioner
Accountant General, Trivandrum (through Finance Department)
Finance Department/Labour Department
Home Department/Agriculture (Co-operative) Department
Agriculture (Co. op. Estt.) Department
P. W. & E. Department/Food Department/Irrigation Department
Private Secretary to Chief Minister
Private Secretaries to Minister (A&SW) and Other Ministers
Director of Public Relations

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G. O. (Rt.) No. 63|81|LBR. *Dated, Trivandrum, 12th January* 1981.

The award of the Industrial Tribunal Calicut in respect of the dispute between the President, Cochin Dock Labour Board Employees Consumers Co-operative Stores Ltd. No. 266, Willingdon Island, Cochin-3 and (2) The Secretary, Cochin Dock Labour Board Employees Consumers Co-operative Stores Ltd. No. E. 266, Willingdon Island, Cochin-3 and Shri P. V. Antony, House No. 1|1309, The Gardens, Cochin-1 received by Government on 7-1-1981 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,
P. GOMATHY AMMA,
Deputy Secretary.

BEFORE THE COURT OF THE INDUSTRIAL TRIBUNAL, CALICUT

(Monday, the 29th day of December, Nineteen hundred and eighty.)

Present

SHRI R. K. VENU NAYAR, B.A., B.L.,

INDUSTRIAL TRIBUNAL, CALICUT

INDUSTRIAL DISPUTE No. 30|73

Between

(1) THE PRESIDENT,

Cochin Dock Labour Board Employees Consumers Co-operative Stores Ltd. No. E. 266 Willingdon Island, Cochin-3.

(2) THE SECRETARY,

Cochin Dock Labour Board Employees Consumers Co-operative Stores Ltd. No. E. 266, Willingdon Island, Cochin-3.

And

Shri P. V. Antony, House No. 1|1309, The Gardens, Cochin-1

AWARD

Dismissal of Sri P. V. Antony was the only issue referred by the Government of Kerala as per Order No. G. O. Rt. 777|73|LBR dated 27-6-1973. In pursuance to notice issued the parties appeared and filed their statement, counter statement, rejoinder and adduced oral and documentary evidence

and after hearing the parties and on the basis of the evidence adduced an award was passed on 29-11-1975. Though it was found that he was entitled to be reinstated since he was employed elsewhere drawing better salary the management was directed to pay him one years salary towards back wages and also compensation at the rate of two months wages for each completed year of service. Both parties challenged this. The Union's O. P. was taken as 2843|76-E and the management's case was taken as O. P. No. 3052|76-L. Now by para 19 of the common judgment in the above cases this Court is directed as follows:—

> "I therefore, upholding the Tribunal's finding that there was no proper domestic enquiry, set aside its award so far as it deals with the dispute on merits as also the reliefs granted by the Tribunal to the workman, and direct it to continue the adjudication proceedings treating its finding as regards the domestic enquiry as a preliminary finding and affording to both parties opportunity to adduce evidence before it, if they so choose. O. P. No. 2843 of 1976 is allowed to this extent."

So there is already now a finding that no proper domestic enquiry was conducted. After remand order fresh notices were issued and the parties appeared. On behalf of the management the Secretary of the Society at the relevant time was examined. On behalf of the union the concerned worker was recalled and he said something more.

The only question now to be considered is whether there is enough material to find that the worker is guilty of the charges levelled against him.

The charge as seen from Ext. M7 reads as follows:

(1) Dishonesty in carrying out the work entrusted to you.

(2) Misappropriation of articles from the Cochin Dock Labour Board Employees Consumers' Co-operative Stores."

This was issued to two other workers who were also dismissed after an enquiry and they raised a Shop appeal and the dismissal was upheld. The charge as seen from the chargesheet is dishonesty and misappropriation of articles. There was a stock verification and there was some shortage and show cause notice was issued to the very same three persons and they gave their explanation and they also undertook as seen from Ext. M1 to make good the amount lost by the society in a proportionate way after deducting some allowance.

It is the case of the management that after this verification and after obtaining the explanations they conducted another verification of countable items. The earlier show casue notice was issued on the basis of the stock verifications of all the items including countable items on 1-6-1972. The later verification on the basis of which the charge sheet was framed and punishment inflicted was conducted on 1-7-1972. It is stated that the total shortage found when calculated came to the extent of a shortage of Rs. 4944.82 for the year ending 30-6-1972.

Now what is the evidence in this court to substantiate the charge of the management that this worker is guilty of dishonesty and misappropriation. The allegation is that there was shortage in the countable items. The then secretary proves Ext. M4. I have perused it carefully. It is true that it bears the signature of all the three delinquent employees including this worker. This is only a stock verification statement. It does not show that there is shortage in any particular item. If they had all signed a statement saying that deficiency in respect of these items are noted then it was enough to show that there was shortage. I do not find anything like that. Tho definite charge is that there was deficiency in countable items.

The counsel for the management refers to the previous notices issued. Ext. M1 is the reply given by this employee. That refers to the stock verification on 1-6-1972. In this the workers have undertaken to make good the loss sustained by the society due to the shortage in stock. This is followed by Ext. M2 in which the same workers give various reasons for the shortage. This letter is probably a reply to Ext. M3 by which they have been asked to explain regarding the shortage in the stock. Ext. M5 is copy of the memo. The first sentence reads as follows:

> "The Board meeting held on 15-7-1972 and 22-7-1972 decided to recover a sum of Rs. 2013.50 from the three delinquent employees including Sri Antony"

He was to pay 40% of this amount which was fixed at Rs. 805.40. There is absolutely nothing in the documents filed in this Court to show that they had conducted a verification of countable items on 1-7-1972. The stock as per the register and stock found physically at the counter or warehouse is necessary to fix the shortage. There is absolutely nothing in this. The other statements or the explanations submitted earlier relate to stock verification conducted on 1-6-1972 and regarding that they have submitted explanations. Probably after considering this the management decided to realise the value of these articles from the concerned persons. Dishonesty committed according to the management which formed the subject matter of charge and enquiry related to the stock verification of countable items. In the absence of sufficient materials I find that the management has not succeeded in establishing that the worker is guilty of the charges levelled against him. So the worker is entitled to be reinstated.

He is now employed elsewhere and the relief to be granted is only compensation in lieu of reinstatement. He is entitled to backwages only till 31-12-1973. Since he has stated that he is re-employed from 1-1-1974 he is entitled to backwages till 31-12-1973 and also compensation in lieu of reinstatement at the rate of 2 months wages for each completed year of service.

I pass this award as stated above.

R. K. VENU NAYAR,
Industrial Tribunal, Calicut.

APPENDIX IN I.D. No. 30|73.

1. *Witness examined on the side of the Workmen:*

   WW1 P. V. Antony.

2. *Witness examined on the side of the Management.*

   MW1 K. V. Mathi.
   MW2 K. V. Raman Kutty Warrier.

3. *Exts. marked on the side of the workmen:*

   Ext. W1 Copy of the Memo dated 1-8-1972 issued by the Management to Sri P. V. Antony and two other workmen.
   Ext. W2 Copy of the letter dated 7-8-1972 sent by Sri P. V. Antony to the Management.
   Ext. W3 Copy of the explanation dated 22-9-1972 to the charge-sheet sumbitted by Sri P. V. Antony.
   Ext. W4 Copy of the letter dated 10-10-1972 sent by Sri P. V. Antony to the management.
   Ext. W5 Copy of the letter dated 29-9-1972 of Sri P. V. Antony to the Management.

4. *Exts. marked on the side of the Management.*

   Ext. M1 Copy of the statement filed by Sri P. V. Antony and 2 others on 7-6-1972.
   Ext. M2 Copy of letter from Sri P. V. Antony to the Secretary of the Society.
   Ext. M3 Copy of the Memo dated 12-7-1972 of the Secretary to Sri P. V. Antony and 2 others.
   Ext. M4 Stock verification statement as on 30-6-1972.
   Ext. M5 Copy of the memo dated 26-7-1972 issued to Sri P. V. Antony and 2 others.
   Ext. M6 Copy of the memo dated 1-8-1972 issued to Sri P. V. Antony and 2 others.
   Ext. M7 Copy of the charge-sheet dated 13-9-1972.
   Ext. M8 Copy of the Memo dated 27-9-1972 issued to Sri P. V. Antony.
   Ext. M9 Copy of the letter dated 3-10-1972 to Sri P. V. Antony.
   Ext. M10 Letter dated 14-7-1972 of Sri P. V. Antony and 2 others to the Management.
   Ext. M11 Copy of the findings of the enquiry officers.
   Ext. M12 Bye-laws of the Co-operative Stores.

GOVERNMENT OF KERALA

Labour (A) Department

NOTIFICATION

G. O. (Rt.) No. 61|81|LBR. *Dated, Trivandrum, 9th January, 1981.*

The award of the Industrial Tribunal, Calicut in respect of the dispute between the General Manager, Alagappa Textiles Ltd., Alagappa Nagar, Trichur and their workmen represented by (1) The Secretary, Alagappa Textiles Labour Congress, Alagappa Nagar, Trichur District (2) The Secretary, Alagappa Textile Workers Congress, Alagappa Nagar, Trichur District (3) The Secretary, Alagappa Textiles Workers Union (AITUC), Alagappa Nagar, Trichur District (4) The Secretary, Alagappa Textiles Labour Union, Alagappa Nagar, Trichur District and (5) The Secretary, Alagappa Textiles Employees Union, Alagappa Nagar, Trichur District received by Government on 7-1-1981 is hereby published under section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order of the Governor,

P. GOMATHY AMMA,

Deputy Secretary

BEFORE THE COURT OF THE INDUSTRIAL TRIBUNAL, CALICUT

(Wednesday the 31st December, Nineteen hundred and eighty.)

Present

SHRI R. K. VENU NAYAR B.A., B.L.,

INDUSTRIAL TRIBUNAL, CALICUT

INDUSTRIAL DISPUTE No. 9|79.

Between

The General Manager

Alagappa Textiles Ltd., Alagappa Nagar, Trichur

And

1. The Secretary, Alagappa Textiles Labour Congress, Alagappanagar, Trichur District.
2. The Secretary, Alagappa Textile Workers Congress, Alagappanagar, Trichur District.
3. The Secretary, Textiles Workers Union (AITUC), Alagappanagar, Trichur District.
4. The Secretary, Alagappa Textiles Labour Union, Alagappanagar, Trichur District.
5. The Secretary, Alagappa Textiles Employees Union, Alagappanagar, Trichur District,

AWARD

"Feeder category for promotion as siders in Doubling Department" is the only issue referred to this Tribunal for adjudication by Government of Kerala by Order No. G. O. Rt. No. 621|79|L & H dated 25-4-1979.

In pursuance to the notice issued, Union No. I and the management appeared and though registered notices were issued again to other unions Union No. 4 alone appeared and other Unions did not appear and so they were declared ex parte. The General Secretary of Union No. 4 made an endorsement on the reference order that his union is not interested in the issue referred. The only union which has taken part in the proceedings sponsors the case of one individual workers to whom the management has denied promotion without any grounds. That is their allegation.

The norms for promotion have been laid down by various agreements including the latest one in 1976. When there was vacancy in the doubling department the sider eligible for promotion was Smt. Rossa, T. No. 1017 who was working as Doff career. Subsequent to 1976 agreement the seniority was fixed and Rossa was the next person to be promoted. Without considering these principles the management promoted Vareed, T. No. 1025 who was only a doffing boy. This is said to be illegal and this decision is to be set aside and Smt. Rossa is to be promoted to that post.

The management says that it is true that there were certain conditions laid down in the 1976 agreement, but those were not the only conditions. In June, 1978 the then existing unions and the management entered into another settlement under the terms of which the promotion of Sri Vareed is strictly legal and there is no ground for any challenge. The management is bound to abide by the terms of 1978 settlement and they have done only that much by promoting Vareed. On the basis of the same agreement Rossa was also promoted and she accepted the same without any protest. It is also added by the management that at the time of 1978 agreement Union No. I was not in existence and Smt. Rossa was a member of one of the unions which was a party to the settlement. There is no scope for interference and the worker is not entitled to any benefit or relief.

There is a rejoinder filed by the union. This statement mentions that there was some split in the Alagappa Textile Workers' Congress which led to the formation of Union No. I and due information was given about this to the management and they were also given the names of office bearers even prior to the agreement of June, 1978.

The terms of that agreement are not binding on the workers. This promotion has been denied to Rossa only to victimise a member belonging to Union No. 1 knowing that there existed Union No. 1. The management could have invited them also to the conference and so they say that the agreement is not binding on them. The promotion given to Sri Vareed is in violation of the terms of the agreement in 1976.

Exts. W1 to W8 and M1 are marked by mutual consent. This is a case where 4 unions which are parties to this dispute have taken no interest in this matter, and one union which has appeared has specifically stated that they are not interested in this issue. The issue referred is a general one or a broad one regarding the promotion of one section or category of workers. But Union No. I which alone has participated in the proceedings has sponsored the case of one individual worker. The question now is only whether promotion given to Sri Vareed is proper or not.

The Union says that as per 1976 agreement Rossa a seniormost person was entitled to be promoted. Ext. W1 is the agreement referred to. Ext. W3 is the seniority list prepared in accordance with the terms of this settlement.

The management contends that after this settlement there was another settlement on 13-6-1978 that is marked as Ext. W2/M1. The management would say that all the unions which were in existence at the time of this settlement have signed this settlement. But the union relies on certain letters sent to the management. They are marked here as Ext. W4, W5 W6, and W8. W4 is dated 19-4-1978. This informs the management that a new union is formed by Textile Labour Congress. The names of office bearers are informed.

The only contention of the management is that this promotion was given to Sri Vareed in preference to Smt. Rossa in view of the agreement dated 13-6-1978. That virtually proves the case of the union that but for the 1978 agreement this promotion would have gone to Rossa and not to Vareed. The promotion of Vareed took place on 1-7-1978, that is what the union has stated in the clarification statement and not denied by the management. Even before giving this promotion the union wrote by letter Ext. W5 dated 14-6-1978 that the management is planning to deny the promotion to certain workers including this Smt. Rossa and they stated that this should not be proceeded with. Ext. W4 dated 19-4-1978 was sufficient indication to the management that the union existed and that they protested against the move of the management in giving promotion to Vareed.

Here is a case where the management contends that this individual promotion was effected on the basis of a later settlement dated 13-6-1978. All the unions who are parties to this dispute except Union No. I of which the concerned worker is now a member agreed to make changes in the promotion policy. At that time this union was not a registered one. These unions have not disputed or to put it bluntly they have not cared to appear before this Tribunal in response to the notice and one union that is Union No. 4 has endorsed that they are not interested in the issue referred.

This Union also does not say that this action of the management of promoting Sri Vareed is not in accordance with the later settlement dated 13-7-1978. All the other unions represent large majority of workers.

The issue referred though a broad and wide one has been narrowed down by the union to sponsor the case of one individual worker. There is no allegation that this is a measure of victimisation or unfair labour practice and that is evidenced by the subsequent promotion. So if this promotion effected on the basic of a laetr settlement to which all the then existing trade unions were parties is disturbed it will in effect nullify the provisions of the settlement. This will only lead to labour unrest. In view of this fact I find that this worker is not entitled to any relief.

I pass this award as stated above.

R. K. VENU NAYAR,
Industrial Tribunal, Calicut.

APPENDIX

Exts. marked on the side of management.

M1 True copy of agreement dated 13-6-1978.

Exts. marked on the side of Union.

W1 Settlement dated 27-9-1976.
W2 Settlement dated 13-6-1978.
W3 Seniority list
W4 Letter by the union to the management dated 19-4-1978.
W5 Letter by the union to the management dated 11-6-1978.
W6 Letter by the union to the D.L.O. dated 24-6-1978.
W7 Letter by Rossa to the management dated 26-6-1978.
W8 Letter by union dated 6-7-1978 to the Labour Commissioner.

GOVERNMENT OF KERALA

Abstract

DEPARTMENT OF MUNICIPALITIES—OBLIGATORY TEST FOR THE L.D. CLERKS—NEW TEST PRESCRIBED—FURTHER ORDERS ISSUED

LOCAL ADMINISTRATION & SOCIAL WELFARE (ML.A) DEPARTMENT

G.O.(MS) No. 36/81/LA&SWD. *Dated, Trivandrum,* 20*th February* 1981.

Read:—1. G. O. Rt. No. 2072/78/LA&SWD dated 12-7-1978.

2. G.O. Rt. No. 1712/79/LA&SWD dated 25-5-1979.

3. Letters No. B1-16608/78 dated 22-11-1979 and 23-4-1980 from the Director of Municipal Administration.

ORDER

1. In the Government Order Ist cited it was ordered inter alia, that a new test on Municipal Acts and Rules on the same syllabus and Scheme as those of the Municipal Test III paper will be prescribed for the Lower Division Clerks of the Directorate of Municipalities as an obligatory test for securing promotions. The Lower Division Clerks in the Regional Joint Directorate of Municipalities also have been brought within the purview of the above New Test as per the G.O. second cited.

2. In his letters 3rd cited the Director of Municipal Administration has requested Government to prescribe the name of the test and the Number of free chances to be allowed the Departmental Staff for passing the test introduced in the Government Order first cited.

3. In the circumstances Government are pleased to order that the name of the test introduced as per the Government Order first cited and the same published in the Gazette No. 32 dated 8th August 1978 will be "Municipal Departmental Test" with the same syllabus as for Kerala Municipal Test III paper as given below,

Name of Test	Syllabus
(1)	(2)
Municipal Departmental Test (One paper)	Act and Rules, Special Service Rules and Standing Orders as described hereunder (with books) (a) Kerala Municipalities Act and Rules. (d) The Kerala Municipal Corporations Act. (c) Local Authorities Loans Act and Rules. (d) Local Authorities Entertainment Tax Act and Rules. (e) Places of Public Resort Act and Rules. (f) Public Health Act and Rules. (g) Food Adulteration Act and Rules. (h) Town Planning Act and Rules. (i) Cattle Trespass Act and Rules. (j) Other Acts and Rules prescribed from time to time. (k) Special Service Rules framed for Local Body Employees. (l) Standing Orders in respect of Municipal Matters.

4. The number of free chances will be limited to one which will be calculated from the date on which the examination for the test is conducted for the first time.

By order of the Governor,
MARC C. JOHN,
Deputy Secretary.

To

The Director of Municipal Administration.
The Regional Joint Director of Municipalities Calicut/Kottayam.
The General Administration Department (Services G) vide their U.O. No. 50924/SG1/80 dated 26-5-1980
The Secretary, Kerala Public Service Commission (With C.L.)

GOVERNMENT OF KERALA

Labour (D) Department

NOTIFICATION

No. G. O. (Rt) 234/81/LBR. *Dated, Trivandrum*, 18*th February* 1981.

S.R.O. No. 331/81:—In exercise of the powers conferred by subsection (1) of section 7 of the Plantations Labour Act, 1951 (Central Act 69 of 1951), the Government of Kerala hereby appoint the under mentioned Medical Officers of M/s Tata Finlay Ltd., Munnar (formerly the Kannan Devan Hills Produce Company Limited, Munnar) to be Certifying Surgeons for the purpose of Section 27 of the said Act within the local limits of the villages of Munnar and Pallivasal in the Devicolam Taluk in supersession of the G. O. (Rt.) 1443/73/LBR dated 14-12-1973 published in the Gazette dated 8th January 1974, G. O. (Rt.) No. 202/75/LBR dated 13-2-1975 published in the Gazette dated 11th March 1975 and G. O. (Rt.) No. 599/77/LBR dated 16-5-1977 published in the Gazette dated 7th June 1977.

1. Dr. John Mathew, M.B.B.S., Chundavurrai and Kundaly Estates
2. Dr. C. Arumugham, M.B.B.S., Madupetty and Arivikad Estates
3. Dr. T. R. Chidananda, M B.B.S., Periyavurrai and Kadalaar Estate
4. Dr. R. Narayanan Nair, M.B.B.S., Thenmallay, Gundumallay and Sothuparai Estates
5. Dr. T. Peethambaran, B. Sc., M.B.B.S., Grahamsland Estate
6. Dr. M. Selvaraj, M.B.B.S., Guderale and Silentvally Estate
7. Dr. R. Sirajudeen, M.B.B.S., Nymakad Estate
8. Dr. R. Chandrasekharan, B Sc., M.B.B.S., Chittavurrai and Yellapetty Estates
9. Dr. T. K. Shanmugha Sundaram, B. Sc., M.B.B.S., Pallivasal Estate
10. Dr. G Kurian Mathew, General Hospital, Munnar
11. Dr. (Mrs.) Sujatha Kurien, General Hospital, Munnar
12. Dr. Peter Gonsalves General Hospital, Munnar
13. Dr. A. Krishnankutty, General Hospital, Munnar
14. Dr P. M. Subhash, Sevenmallay Estate
15. Dr. R. Raja Mariasuasi, Devikolam Estate
16. Dr. S. Ismail Ghelladurai, Vagavurrai Estate

By order of the Governor,

G. P. Nair,
Special Secretary

G. 333 [P.T.O.]

Explanatory Note

(This is not part of the notification, but is intended to achieve its general purport).

Government, vide notification in G. O. (Rt.) No. 1443/73/LBR dated 14-12-1973, G. O. (Rt.) No. 202/75/LBR dated 13-2-1975 and G. O. (Rt.) No. 599/77/LBR dated 16-5-1977, have appointed Certifying Surgeons in the former Kannan Devan Hills Produce Company Ltd., Munnar, under section 7 (i) of the Plantation Labour Act, 1951 (Central Act 69 of 1951). Now the company itself is changed into Tata Finlay Ltd., and only seven of those recognised doctors are made in the Service of the Company. Hence it is necessary to appoint some more doctors as Certifying Surgeons under section 7 (i) of the Act for the purpose of Section 27 within the local limits of Munnar and Pallivasal Villages in Devicolam Taluk. Since the notification is to appoint the said doctors with jurisdiction over specified local areas, even if they are transferred from one estate to another within the said local limits, the doctors so appointed can legally exercise their duties as Certifying Surgeons within that area. Government, therefore, deem it fit to supersede the above notifications and to issue a fresh one. Hence the notification.

GOVERNMENT OF KERALA

Taxes (E) Department

NOTIFICATION

G. O. (P) No. 24/81/TD. *Dated, Trivandrum, 6th March,* 1981.

S. R. O. No. 332/81.—In exercise of the powers conferred by clause (a) of subsection (1) of section 9 of the Kerala Stamp Act, 1959 (17 of 1959), the Government of Kerala, being of opinion that it is necessary in the public interest so to do, hereby remit the duties with which the mortgage deeds to be executed by the members of the Scheduled Castes and Scheduled Tribes, in favour of the Kerala State Development Corporation for Scheduled Castes and Scheduled Tribes Limited, as security for the repayment of the amount advanced to them for the purchase of agricultural land under the scheme sanctioned in G. O. MS. 945/75/DD dated the 4th June 1975, are chargeable under the said Act.

By order of the Governor,
N. Krishnan Nair,
Special Secretary.

Explanatory Note

(This does not form part of the notification but is intended to indicate the general purport.)

The Government have approved a scheme for giving loans to the members of Scheduled Castes and Scheduled Tribes for purchasing agricultural land as per G. O. (MS.) 945/75/DD dated 4th June, 1975. The scheme is being implemented by the Kerala State Development Corporation for Scheduled Castes and Scheduled Tribes Limited. The Managing Director, The Kerala State Development Corporation for Scheduled Castes and Scheduled Tribes Limited, has requested that the documents executed under the above scheme may be exempted from payment of stamp duty. Government propose to exempt stamp duty in respect of the mortgage deeds executed by the members of Scheduled Castes and Scheduled Tribes in favour of the Kerala State Development Corporation Limited, as security for the repayment of the amount advanced to them under the above scheme. This notification is intended to achieve the above object.

Kerala Gazette No. 12 dated 24th March 1981.
PART I **Section iv**

GOVERNMENT OF KERALA

Taxes (A) Department

NOTIFICATION

No. G. O. Rt. 107/81/TD. *Dated, Trivandrum, 21st February* 1981

S. R. O. No. 333/81.—In exercise of the powers conferred by section 6, 7, 11, 12, 13, 15, 18, 18A, 24 and 29 of the Abkari Act, I of 1077, the Government of Kerala hereby make the following rules further to amend the Cochin Denatured Spirit and Methyl Alcohol Rules, 1965, namely:—

Rules

1. (1) These rules may be called the Cochin Denatured Spirit and Methyl Alcohol (Amendment) Rules, 1981.

(2) They shall come into force atonce.

2. In the Cochin Denatured Spirit and Methyl Alcohol Rules, 1965 after sub-rule (1) of rule 14, the following sub-rule shall be inserted, namely:—

"(IA) (a) Any person aggrieved by any order passed under sub-rule (1) may, within 30 days from the date of communication of such order to him prefer an appeal to the Government.

(b) On receipt of such an appeal the Government shall, after giving an opportunity to the appellant to be heard, if he so desires, and after making such further inquiry as may be necessary, pass such order as they think fit, confirming, modifying or annulling the order appealed against and such order shall be final".

By order of the Governor,
N. Krishnan Nair,
Special Secretary.

Explanatory Note

At present there is no provision in the Cochin Denatured Spirit and Methyl Alcohol Rules for an appeal or revision against the orders of the Excise Commissioner with regard to the grant of licence. It was felt desirable to have a provision for appeal or revision by Government in the rules for the purpose. Hence the amendment.

Kerala Gazette No. 12 dated 24th Marcb 1981.
PART I **Section iv**

GOVERNMENT OF KERALA

Local Administration and Social Welfare (F) Department

NOTIFICATION

No. 843/F2/81/LA& SWD. *Dated, Trivandrum,* 16*th March* 1981.

S. R. O. No. 334/81.—In exercise of the powers conferred by clause (3) of section 2 of the Kerala Land Acquisition Act, 1961 (21 of 1962), the Government of Kerala bereby appoint the Special Tahsildar (Land Acquisition), for Public Health Engineering Department, Trivandrum Drainage Scbeme, Trivandrum, to perform the functions of a Collector under the said Act within the Trivandrum District and under subsection (2) of section 3 of the said Act authorise him, bis servants and workmen to exercise the powers conferred by the said subsection in respect of any land within his jurisdiction for the acquisition of wbich a notification under subsection (1) of section 3 has been published.

By order of tbe Governor,
M. Dandapani,
Special Secretary.

Explanatory Note

(This does not form part of the Notification, but is intended to achieve the above purpose).

In G. O. Ms. No. 229/80/LA&SWD dated 17-9-1980, the post of one Special Tahsildar with necessary supporting staff has been created for acquisition of land for the Drainage Scheme in the Public Health Division, at Trivandrum. This notification is to invest the Special Tahsildar with powers to perform the functions of a Collector under the K.L.A. Act within his jurisdiction and to authorise him, his servants and workmen to exercise the powers conferred by subsection (2) of section 3 of the said Act.

GOVERNMENT OF KERALA

Agriculture (Cooperation) Department

ORDER

G. O. MS. No. 57/81/AD. *Dated, Trivandrum, 27th February* 1981.

S. R. O. No. 336/81.—Under clause (d) of subsection (1) of section 16 of the Kerala Co-operative Societies Act, 1969 (21 of 1969), the Government of Kerala hereby approve the body corporates established by or under any law for the time being in force, for the purpose of admission as members of the Kerala Co-operative Central Land Mortgage Bank Limited and Primary Land Mortgage Banks.

By order of the Governor,
S. PERUMAL PILLAI,
Additional Secretary.

Explanatory Note

(This is not part of the notification but is intended to indicate its general purport.)

The Agricultural Refinance and Development Corporation has permitted the State Land Development Banks to finance corporate bodies which have been set up mainly to benefit the farmers, subject to certain stipulations. The Kerala Co-operative Central Land Mortgage Bank Limited itself has since gained considerable experience in financing Agricultural Development Projects including Plantations. Therefore Government have decided to approve the corporate bodies for admission as members in the Kerala Co-operative Central Land Mortgage Bank Ltd., and the Primary Co-operative Land Mortgage Banks for the mutual benefit of the Banks and such bodies. Hence the notification.

———

Kerala Gazette No. 12 dated 24th March 1981.
PART I **Section iv**

GOVERNMENT OF KERALA

Abstract

PUBLIC SERVICES—KERALA STATE AND SUBORDINATE SERVICES RULES, 1958—GENERAL RULES 9 AND 31—AMENDMENTS—ISSUED.

GENERAL ADMINISTRATION (RULES) DEPARTMENT

G. O. (P) No. 66/81/GAD. **Dated, Trivandrum, 3rd March 1981.**

NOTIFICATION

S. R. O. No. 339/81.—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following amendments to the Kerala State and Subordinate Services Rules, 1958, namely:—

AMENDMENT

1. *Short title and Commencement*:—(1) These rules may be called the Kerala State and Subordinate Services (Amendment) Rules, 1981.

(2) They shall come into force at once.

2. *Amendments of General Rules*:—In Part II of the Kerala State and Subordinate Services Rules, 1958,—

(i) in sub-rule (a) of rule 9, in clause (i), after note (2) under the first proviso, the following note shall be added, namely:—

"(3) The expression "persons who are admittedly senior" in the above proviso shall include persons appointed/promoted temporarily and continuing as such solely due to administrative delay in regularising their appointments".

(ii) in sub-rule (a) of rule 31, in clause (i), after note (2) under the existing proviso, the following note shall be added, namely:—

"(3) The expression "persons who are admittedly senior" in the above proviso shall include persons appointed/promoted temporarily and continuing as such, solely due to administrative delay in regularising their appointments".

By order of the Governor,
M. S. K. RAMASWAMY,
Special Secretary.

Explanatory Note

(This note does not form apart of the notification but is intended to indicate its general purport.)

At present the Deputy Tahsildars of the Revenue Department, who are temporarily appointed by transfer and continuing as such are not considered for promotion (appointment by transfer) as Tahsildars, but at the same time those persons who were directly recruited as Deputy Tahsildars long after their appointment, are considered for appointment as Tahsildars by virtue of the fact that the direct recruits, having got regular appointment as Deputy Tahsildars could complete their probation in that category, whereas, those appointed by transfer under rule 9 (a) (i) of the General Rules as Deputy Tahsildars could not complete their probation as their appointments have not been regularised for no fault of theirs, but solely due to administrative delay. Also, these persons have no seniority in the post as they do not hold regular appointment in the post. So, to tide over the situation and thus to safeguard the interests of the temporary Deputy Tahsildars having longer service than the direct recruits for appointment on transfer and similarly placed persons in other Departments it is proposed to amend General Rules 9 and 31 of the Kerala State and Subordinate Services Rules, 1958.

This notification is intended to achieve the above object.

To

All Heads of Departments and Offices
All Departments of the Secretariat (all Sections)
The Secretary, Kerala Public Service Commission, Trivandrum (with C.L.)
The Registrar, University of Kerala, Trivandrum ,,
The Registrar, University of Calicut, Calicut ,,
The Registrar, University of Cochin, Cochin ,,
The Registrar, Kerala Agricultural University, Trichur ,,
The General Manager, Kerala State Road Transport Corporation, Trivandrum. ,,
The Secretary, Kerala State Electricity Board, Trivandrum ,,
The Registrar, High Court of Kerala, Ernakulam ,,
The Accountant General, Trivandrum
The Advocate General, Ernakulam
The Secretary to Governor
All Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government
The Private Secretaries to the Chief Minister and other Ministers
The General Administration (Services-D)/(Services-B)/(S. C.) Departments
The Under Secretary to the Chief Secretary
All Recognised Service Associations.

Kerala Gazette No. 12 dated 24th March 1981
PART I

Section iv

GOVERNMENT OF KERALA

Abstract

RULES—KERALA TREASURY CODE VOLUME I—AMENDMENT TO RULE 306 (b), ORDERS ISSUED.

FINANCE (S. L.) DEPARTMENT

G. O. (P) No. 141/81/Fin.   Dated, Trivandrum, 25th February 1981.

Read:— Letter No. E1/18233/80 dated 19-9-1980 from the Director of Treasuries.

NOTIFICATION

S. R. O.No. 340/81.—In exercise of the powers conferred by clause (2) of Article 283 of the Constitution of India, the Governor of Kerala hereby makes the following rules further to amend the Kerala Treasury Rules, namely:—

Rules

C. S. No. 3/81/*Fin. dated* 25-2-1981

1. (i) These rules may be called the Kerala Treasury (Amendment) Rules, 1981.

(ii) They shall come into force at once.

2. In the Kerala Treasury Rules, in sub-rule (b) of Rule 306, for the word "Collector" wherever it occurs, the word "Director of Treasuries" shall be substituted.

By order of the Governor,
P. BALAGOPALAN,
Additional Secretary.

Explanatory Note

(This note is part of the amendment, but is intended to indicate its general purport.)

From 1-8-1963 the Treasury have been separated from the Revenue Department and constituted into a separate Department under the control of the Director of Treasuries. The powers vested with the Collectors in regard to the normal functioning of the Treasuries have been taken away and vested with the Director of Treasuries by various amendments to the Kerala Treasury Code brought into force from time to time. But necessary amendment in this respect has not been made in Rule 306 (b) of the Kerala Treasury Code Volume I. Hence the amendment.

To

The Accountant General, Kerala, Trivandrum
All Heads of Departments and Offices
All Departments and Sections of the Secretariat
The Registrar, High Court, Ernakulam (with C. L.)
The Registrar, University of Kerala/Cochin/Calicut ,,
The Registrar, Agricultural University, Mannuthy ,,
The Secretary, Kerala Public Service Commission ,,
The Secretary, Vigilance Commission
The General Manager, Kerala State Road Transport Corporation, Trivandrum ,,
The Secretary, Kerala State Electricity Board, Trivandrum ,,
The Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government
The Private Secretaries to the Chief Minister and other Ministers
The Secretary to Governor
The Stenographer to the Chief Secretary
The Director of Public Relations.

Kerala Gazette No. 12 dated 24th March 1981.

PART I **Section iv**

GOVERNMENT OF KERALA

Abstract

RULES—KERALA SERVICE RULES—AMENDMENT TO APPENDICES IV AND IX—ISSUED

FINANCE (RULES) DEPARTMENT

G. O. (P) No. 159/81/Fin. **Dated, Trivandrum, 9th March 1981.**

Read:—1. G.O. (P) 852/70/Fin. dated 9-12-1970.

2. Correspondence resting with letter No. LRG4-3239/80 dated 4-6-1980 from the Secretary, Board of Revenue.

3. Letter No. Co-ord.II 12-28/Appx./259/1554 dated 21-1-1981, from the Accountant General, Kerala, Trivandrum.

ORDER

Pursuant to the orders contained in the G.O. read above, the following notification is issued.

NOTIFICATION

S. R. O. No. 342/81.—In exercise of the powers conferred by subsection (1) of the section 2 of the Kerala Public Services Act, 1968 (19 of 1968) read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Kerala Service Rules, namely:—

Rules

C. S. No. 388/81.

1. (i) These rules may be called the Kerala Service (Amendment) Rules, 1981.

(ii) Sub-clause (ii) of clause (1) and item (iii) of sub-clause (a) of clause (2) of rule 2, shall be deemed to have come into force on the 9th December 1970 and the remaining provisions shall come into force at once.

2. In the Kerala Service Rules:

(1) in Appendix IV, under the heading "Class IV",—

(i) item 3 shall be omitted;

(ii) after item No. 4 and the entries there under the following item shall be added, namely:—

"5. The area comprising the whole of Idukki Village and the portions of Velliamattom and Arakulam Village in Thodupuzha Taluk having the boundaries specified as item 6 under the heading "A Class I Tracts" in Appendix IX".

(2) in Appendix IX,

(a) under the heading "A-Class I Tracts"

(i) in item 3, the word "Dhoni" shall be omitted.

(ii) item 5 and the entries thereunder shall be omitted;

(iii) after the entries under item 5, the following shall be inserted namely:—

"6. *Idukki District*:-The area comprising the whole of Idukki Village and the portions of Velliamattom and Arakulam Villages in Thodupuzha Taluk having the boundaries specified below:

North: Boundaries of Kothamangalam and Devicolam Taluks.

East: Boundaries of Udumbanchola Taluk.

South: Boundaries of Peerumedu Taluk.

West: The line across Arakulam Village, starting from the tri-junction of Passupara Village in Peerumedu Taluk and Arakulam and Idukki Village of Thodupuzha Taluk and ending at first Zig point on Thodupuzha Idukki Road and the line thence across Vellimattom Village to the tri-junction of Idukki, Velliamattom and Udumbannoor Village of Thodupuzha Taluk from where the Western boundary of Idukki Village goes northwards to meet the Taluk boundary of Kothamangalam";

(b) under the heading "B Class II Tracts", for the existing boundaries and limits specified under the sub-heading "Nelliampathy Range" the following shall be substituted, namely:—

"*West*: The boundary starts from the inter-district boundary of Palghat and Trichur at Vellattimalai and proceeds northwest to reach the village boundary of Thiruvazhiyad and Kairady Village tri-junction.

North: Thence along the boundary of Thiruvazhiyad and Nemmara touching the main road, thence the boundary proceeds along the road to Shernally Rubber Estates to the 11th mile.

East: Thence the above road for about 4 Kilometres to reach the northern boundary of Class I area at Pulayampara described in the Nelliampathy Range under the heading "A. Class I Tracts".

South: Thence the boundary proceeds along the northern boundary of Class I area in Nelliampathy Range and reaches the starting point".

By order of the Governor,
A. SIVASANKARAN NAIR,
Additional Secretary.

Explanatory Note

(This is not part of the notification, but is intended to indicate its general purport).

By G.O. (P) 852/70/Fin. dated 9-12-1970, Idukki and Vazhathope areas in Thodupuzha Taluk have been declared as Class I Hilly Tract. The Secretary, Board of Revenue was requested to examine this question also along with the proposal for realignment of the Hilly Tracts. Accordingly the Board of Revenue has proposed certain changes to the list of hill tracts in the Kerala Service Rules, by excluding certain areas and by including some new areas without any change to the existing boundaries of Kottayam, Kozhikode, Cannanore, Quilon and Trivandrum Districts.

Government have accepted the proposal of the Board of Revenue and this amendment is issued to codify the above changes.

To

The Accountant General, Kerala, Trivandrum.
All Heads of Departments and Offices.
The Registrars, University of Kerala/Cochin/Calicut (with C. L.)
The Registrar, High Court of Kerala, Ernakulam ,,
The Registrar, Agricultural University, Mannuthy ,,
The Secretary, Kerala Public Service Commission, Trivandrum ,,
The Advocate General, Ernakulam ,,
The General Manager, Kerala State Road Transport Corporation, Trivandrum ,,
The Secretary, Kerala Electricity Board, Trivandrum ,,
The Special Secretaries, Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government.
The Private Secretaries to the Chief Minister and Other Ministers
The Secretary to Governor
The Under Secretary to the Chief Secretary.

GOVERNMENT OF KERALA

Transport, Fisheries and Ports (Transport–B) Department

NOTIFICATION

G.O. (Rt.) 226/81/T, F&P. *Dated, Trivandrum, 26th February* 1981.

S. R. O. No. 343/81.—Whereas M/s. Everest Engineering Works, Cross-Cut Road, Coimbatore, 641012 has decided to use the Tractor-Trailer Combination bearing registration numbers TMP 6069 and MDM 7389 for transportation of raw materials required for manufacture of pressure vessels and transformer tanks from Angamally to their workshop at Coimbatore and finished products from Coimbatore to M/s. Transformers and Electricals, Kerala Limited at Angamally;

And whereas the said materials, the details of which are specified hereunder when loaded on the said vehicle will extend beyond the limits prescribed under sub-rule (i) of rule 395 of the Kerala Motor Vehicles Rules, 1961;

And whereas the Government of Kerala are satisfied that the said vehicle can conveniently be used for the transportation of the said raw materials and finished goods;

Now, therefore, in exercise of the powers conferred by rule 409 of the Kerala Motor Vehicles Rules, 1961 the Government of Kerala hereby exempt the tractor-trailer combination bearing registration numbers TMP 6069 and MDM 7389 from the provisions of sub-rule (i) of rule 395 of the said rules for a period of one year from the date of publication of this notification subject to the following conditions, namely :—

(1) The load shall not project laterally by more than 30 cm. on either side of the vehicle.

(2) The load shall not project more than 30 cm. beyond the rearmost part of the vehicle.

(3) The load shall not project beyond the foremost part of the vehicle and shall not obstruct the vision of the driver in any way.

(4) A red flag of 61 square centimetres shall be displayed at the front right end of the load during day time and a lamp showing red light during night time.

(5) A pilot vehicle should ward the road users of the approach of the loaded vehicle.

(6) The transport shall be during the lean hours of traffic between 10 p.m. and 5 a.m.

G. 382.

(7) Necessary permit shall beobtained from the Transport Authorities in Kerala for plying the tractor-trailer combination.

DETAILES OF MATERIALS TO BE TRANSPORTED

Raw materials	:	30 feet long
Pressure vessels	:	10 feet diameter
Transformer tanks	:	30 feet long

By order of the Governor,
P. SANKARAN NAIR,
Additional Secretary.

Explanatory Note

(This is not part of the notification but is intended to indicate the general purport.)

M/s. Everest Engineering Works, Cross-cut Road, Coimbatore has requested Government to exempt the tractor-trailer bearing registrations Nos. TMP 6069 and MDM 7389 from the provisions of rule 395 of the Kerala Motor Vehicles Rules, 1961 as they have decided to use this vehicle for transportation of materials which are over dimensional in nature for M/s. Transformers and Electricals, Kerala Limited. Government have considered the request in consultation with the Transport Commissioner and have decided to grant the exemption sought. Hence this notification.

Kerala Gazette No. 12 dated 24th March 1981.
PART I **Section iv**

GOVERNMENT OF KERALA

Transport, Fisheries and Ports Department

NOTIFICATION

G. O. Rt. No. 264/81/T, F & P. *Dated, Trivandrum, 5th March* 1981.

S.R.O.No. 344/81.—Whereas Shri A. Basheer Ahammed, E. Shed, Harbour Road, Cochin has decided to use his vehicle bearing Registration No. KRF.7272 as an All India Tourist Service Vehicle, the details of which are hereunder given ;

And whereas the overall length of the vehicle exceeds the limit specified under sub-rule (2) of Rule 267 of the Kerala Motor Vehicles Rules, 1961.

And whereas the Government of Kerala are satisfied that the vehicle can conveniently be used as an All India Tourist Service Bus with such excess measurement in overall length.

Now, therefore, in exercise of the powers conferred by rule 368 of the Kerala Motor Vehicles Rules, 1961, the Government of Kerala hereby exempt the said vehicle from the provisions of sub-rule (2) of rule 267 of the said Rules.

DETAILS OF THE VEHICLE

Registration No.	..	KRF. 7272 (Reserved Number)
Engine No.	..	ALI. 99681
Chassis No.	..	ALC. 118800
Overall length	..	10 metres and 2 centimetres

By order of the Governor,
P. SHANKARAN NAIR,
Additional Secretary.

Explanatory Note

(This is not part of the notification, but is to bring out its main purport.)

Shri A. Basheer Ahammed, E. Shed, Harbour Road, Cochin, has requested Government to exempt his vehicle No. KRF. 7272 (Reserved Number) as the overlength of this vehicle exceeds the limit specified under sub-rule (2) of rule 267 of the Kerala Motor Vehicles Rules, 1961. Government have decided to grant the exemption sought. Hence this notification.

G. 408.

GOVERNMENT OF KERALA

Transport, Fisheries and Ports (Transport C) Department

NOTIFICATION

G.O.Ms. 14/81/TF&P. *Dated, Trivandrum 7th March* 1981.

S.R.O.No. 345/81.—In exercise of the powers conferred by section 22 of the Kerala Motor Vehicle Taxation Act 1976 (19 of 1976) and in supersession of Notification G.O. (Ms) No. 27/78/W&T dated the 20th April, 1978 published as S.R.O. No. 346/78 in the Kerala Gazette extra-ordinary No. 263 dated the 22nd April 1978, the Government of Kerala, being satisfied that it is necessary in the public intere t so to do, hereby modify the tax payable in respect of any public carrier goods vehicle registered and normally kept in any one of the States/Union Territories of India, other than the State of Kerala, and authorised to ply in the State of Kerala, under a National Permit granted by the competent authority of any other State/Union Territory, in pursuance of subsection (11) of section 63 of the Motor Vehicles Act, 1939 (Central Act IV of 1939), and fix it at Rs. 1,000 (Rupees One thousand) only per annum, irrespective of the laden weight of such vehicle subject to the following terms and conditions namely:—

(1) The tax aforesaid shall be paid on or before the 15th March of every year, or in two equal instalments, the first instalment before the 15th March of every year for the period from April to September and the second instalment before the 15th September of the year for the period from October to March.

(2) If the composite tax is not paid within the prescribed period, additional tax at the rate of Rs. 30 in the case of States, Rs. 15 for Delhi and Rs. 10 for other Union Territories per month of default or part thereof, shall be payable along with the composite tax.

(3) When the authorisation in respect of the National Permit is granted at any time after the first quarter of the financial year, the tax shall be assessed on pro-rata basis for the remaining quarters of the financial year including the quarter in which such authorisa ion is granted;

(4) The facility of payment of composite tax as contemplated in condition No. 1 above is applicable in cases of initial issue of authorisation in respect of National Permits granted after the first quarter of the financial year also, where the first instalment on pro-rata basis shall be paid before the issue of authorisation and the second instalment before 15th September for the period from October to March; and

(5) in cases where a vehicle covered by a National Permit is replaced by another vehicle, the tax already paid in respect of the former vehicle shall be deemed to have been paid for the latter vehicle for the unexpired period of authorisation of the former vehicle.

This notification shall be deemed to have come into force with effect on and from the 1st day of April, 1980.

By order of the Governor,
P. SANKARAN NAIR,
Additional Secretary.

Explanatory Note

The Government of India have directed all the State Government/ Union Territory Administration to raise the composite tax payable by the National Permit holders from Rs. 700 to Rs. 1,000 per annum with effect from 1-4-1980 and to levy additional tax at the rate of Rs. 30 in the case of states, Rs. 15 for Delhi and Rs. 10 for other Union Territories for late payment of tax. The above notification is intended to achieve the above object.

GOVERNMENT OF KERALA

Taxes (E) Department

NOTIFICATION

G.O. (P) No. 25/81/TD. *Dated, Trivandrum, 6th March,* 1981.

S.R.O.No. 346/81.—In exercise of the powers conferred by sub section (2) of section 78 of the Registration Act, 1908 (Central Act 16 of 1908), the Government of Kerala, being of opinion that it is necessary in the public interest so to do, hereby remit the fee payable for the registration of mortgage deeds to be executed by members of Scheduled Castes and Scheduled Tribes in favour of the Kerala State Development Corporation for Scheduled Caste and Scheduled Tribes Limited, as security for the amount advanced to them for the purchase of agricultural land under the scheme sanctioned in G.O. Ms. 945/75/DD. dated the 4th June, 1975.

By order of the Governor.
N. Krishnan Nair,
Special Secretary.

Explanatory Note

(This does not form part of the notification, but is intended to indicate the general purport.)

The Government have approved a scheme for giving loans to the members of Scheduled Castes and Scheduled Tribes for purchasing agricultural land, as per G.O. Ms. 945/75/DD. dated 4th June 1975. The scheme is being implemented by the Kerala State Development Corporation for Scheduled Castes and Scheduled Tribes Limited. The Managing Director, The Kerala State Development Corporation for Scheduled Castes and Scheduled Tribes Limited has requested that the documents executed under the above scheme may be exempted from payment of registration fee. Government propose to exempt registration fee in respect of the mortgage deeds executed by the members of the Scheduled Castes and Scheduled Tribes in favour of the said Corporation as security for the repayment of the amount advanced to them under the above scheme. This notification is intended to achieve the above object.

GOVERNMENT OF KERALA

Labour (F) Department

NOTIFICATION

G. O. (Rt) No. 287/81/LBR. *Dated, Trivandrum, 26th February* 1981.

S R O. No. 347/81.—In exercise of the powers conferred by section 87 read with section 91-A of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948), the Government of Kerala, in consultation with the Employees' State Insurance Corporation hereby exempt the Mylode National Handloom Weavers' Co-operative Society Ltd No. 3452, Nettayam P. O. Pooyappally via Quilon District from the operation of the provisions of the said Act for a period of one year from 1-9-1975, subject to the following conditions, namely:—

1. The society shall maintain a register showing the names and designations of its employees ;

2. Notwithstanding this exemption, the employees shall continue to receive such benefits under the said Act to which they might have become entitled to on the basis of the contributions paid prior to the date from which exemption granted by this notification operates;

3. The contribution for the exempted period, if already paid, shall not be refunded;

4. The society shall submit in respect of the period during which it was subject to the operation of the said Act (hereinafter referred to as the said period), such returns in such form and containing such particulars as were due from it in respect of the said period under the Employees' State Insurance (General) Regulations, 1950;

5. Any Inspector appointed by the Corporation under subsection (1) of section 45 of the said Act, or other official of the Corporation authorised in this behalf shall, for the purposes of—

(i) verifying the particulars contained in any return submitted under subsection (1) of section 44 of the said Act; or

(ii) ascertaining whether registers and records were maintained as required by the Employees' State Insurance (General) Regulations, 1950 for the said period; or

(iii) ascertaining whether the employees continue to be entitled to the benefits provided by the employer in cash and kind being benefits in considerations of which exemption is being granted under this notifications; or

(iv) ascertaining whether any of the provisions of the said Act had been complied with during the period when such provisions were in force in relation to the said society he empowered to: —

(a) require the society to furnish to him such information as he may consider necessary; or

(b) enter any factory, establishment, office or other premises occupied by the said society at any reasonable time and require any person found in charge thereof to produce to such Inspector or other official and allow him to examine such documents, books and other documents relating to the employment of persons and payment of wages or to furnish to him such information as he may consider necessary; or

(c) examine the officers of the society or the servants of the said society or any person found in such factory establishment, office or other premises, or any person whom the said Inspector or other official has reasonable cause to believe to have been an employee; or

(d) make copies of or take extracts from any register, account book or other documents maintained in such society establishment, office or other premises.

By order of the Governor,

C.P. Nair,

Special Secretary.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The members of the Mylode Handloom Weavers' Co-operative Society 3452 has requested for exemption from the coverage of E.S.I. Act. The Director of Industries and Commerce have also recommended the request. Government after consulting the Regional Director, E. S. I. Corporation and after considering the matter in the Regional Board Meeting of E. S. I. Corporation, decided to grant exemption from 1-9-1975 to 31-8-1976. The notification is intended to achieve this purpose.

©
Government of Kerala
1981

R. g. No. KL/TV(N)/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVI] Trivandrum, Tuesday, 24th March 1981 / 3rd Chaithra 1903 [No. 233

GOVERNMENT OF KERALA

Irrigation & Rehabilitation (Irrigation) Department

NOTIFICATIONS

No. 2815/IR1/81/I&R. *Dated, Trivandrum, 21st March,* 1981.

I

S. R. O. No. 360/81.—In exercise of the powers conferred by clause (3) of section 2 of the Kerala Land Acquisition Act, 1961 (21 of 1962), the Government of Kerala hereby appoint the Special Tahsildar (Land Acquisition), Kallada Irrigation Project No. VII, Kundara, to perform the functions of a Collector under the said Act within the District of Quilon and under sub-section (2) of section 3 of the said Act authorise him/her, his /her servants and workmen to exercise the powers conferred by the said sub-section in respect of any land within his/her jurisdiction for the acquisition of which a notification under sub-section (1) of section 3 has been published.

Explanatory Note

(This does not form part of the notification, but is intended to indicate the general purport).

In G.O.Ms No. 5/81/I&R dated, 23-1-1981 Government have sanctioned two additional land acquisition units, one each for the Right Bank and Left Bank canals of Kallada Irrigation Project. The District Collector, Quilon in his proceedings No. E1-110150/80 dated, 4-2-1981 appointed the Special Tahsildar

(Land Acquisition), Kallada Irrigation Project No. VII, Kundara to acquire land for Left Bank Canals of Kallada Irrigation Project. The above notification is intended to enable the Special Tahsildar to function as Collector (ie. Land Acquisition Officer) under the Kerala Land Acquisition Act.

II

S. R. O. No. 361/81.—In exercise of the powers conferred by clause (3) of section 2 of the Kerala Land Acquisition Act, 1961 (21 of 1962), the Government of Kerala hereby appoint the Special Tahsildar (Land Acquisition), Kallada Irrigation Project No. VIII, Sasthamcotta, to perform the functions of a Collector under the said Act within the area shown below and under sub-section (2) of section 3 of the said Act authorise him, his servants and workmen to exercise the powers conferred by the said sub-section in respect of any land within his jurisdiction for the acquisition of which a notification under sub-section (1) of section 3 has been published.

District	*Taluk*	*Village*
Quilon	Pathanamthitta	All Villages
,,	Pathanapuram	All Villages
,,	Kunnathur	All Villages
,,	Kottarakkara	All Villages
,,	Karunagappally	All Villages
Alleppey	Mavelikara	All Villages
,,	Karthikappally	All Villages

Explanatory Note

(This does not form part of the notification, but is intended to indicate the general purport).

In G. O. Ms. No. 5/81/ I& R dated 23-1-1981 Government have sanctioned two additional land acquisition units, one each for the Right Bank and Left Bank Canals of Kallada Irrigation Project. The District Collector, Quilon in his proceedings No. E1-110150/80 dated 4-2-1981 appointed the Special Tahsildar (Land Acquisition), Kallada Irrigation Project No. VIII, Sasthamcotta to acquire land for Right Bank Canals of Kallada Irrigation Project. The above notification is intended to enable the Special Tahsildar to function as Collector (ie. Land Acquisition Officer) under the Kerala Land Acquisition Act.

By order of the Governor,

G. Gopalakrishna Pillai,
Special Secretary to Government.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS
TRIVANDRUM, 1981

Government of Kerala
1981

Reg. No. KL/TV(N)/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVI] Trivandrum, Tuesday, 24th March 1981 / 3rd Chaithra 1903 (Saka) [No. 229.

GOVERNMENT OF KERALA

Public Works (D) Department

DECLARATION

No. 8903/D3/81/PW. *Dated, Trivandrum, 20th March* 1981.

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution, the President has, in his Notification No. 2/4/63/Jdl. II dated 31-5-1963 entrusted the Government of Kerala, with their consent, the functions of the Central Government, under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to acquisition of lands for the purpose of the Union in this State.

And whereas under subsection (4) of section 19 of the said Act the Government of Kerala have directed that in view of the urgency of the case, the provisions of section 5 of the Act shall not apply to the lands specified in the Schedule below ;

And whereas the Government are satisfied that the said lands have to be acquired for a public purpose ;

The Government of Kerala hereby declare under section 6 of the Act that the lands specified in the schedule below and measuring 0.1498 hectare be the same a little more or less are needed for a public purpose, to wit, formation of a new road from Arthingal to Chellanam Road (portion from

33/1069/B.

Ottamessery to Andhakaranazhy) and under section 7 of the Act direct the Special Tahsildar (L.A.), N. H. Alleppey, to take order for the acquisition of the lands. Further under subsection (1) of section 19 of the Act, the Government direct that the Collector may take possession of the lands on the expiry of fifteen days from the date of publication of the notice mentioned in subsection (1) of section 9 of the Act.

A plan of the lands is kept in the Office of the Special Tahsildar (L.A.), N.H. Alleppey and may be inspected at any time during office hours.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നതു സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവൃത്തികൾ തന്റെ 31-5-1963-ാം തിയതിയിലെ 2/4/63 Judl. II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ, ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പു പ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ തഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുക്കാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും,

കേരളാ ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും, 0.1498 ഹെക്ടർ വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി, അത് അത്രതന്നെയോ അതിൽ അൽപ്പം കുറവോ കൂടുതലോ, ആയിരുന്നാലും വേണ്ടതില്ല ഒരു പൊതുക്കാര്യത്തിന്, അതായത് അർത്തുങ്കൽ മുതൽ ചെല്ലാനം വരെ (ഒററമശ്ശേരി മുതൽ അന്ധകാരനഴിവരെയുള്ള ഭാഗം) ഒരു പുതിയ റോഡ് നിർമ്മിക്കുന്നതിന് ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പു പ്രകാരം ആലപ്പുഴ നാഷണൽ ഹൈവേ ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശിൽദാർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തിയതി മുതൽ പതിനഞ്ചു ദിവസം കഴിഞ്ഞാൽ കളക്ടർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നും കൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പുപ്രകാരം ഗവൺമെന്റ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ ആലപ്പുഴ നാഷണൽ ഹൈവേ, ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹസീൽദാർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

District—Alleppey

Taluk—Sherthallai Village—Vayalar West

(The extent given is approximate)

Sl. No.	*Sy. No.*	*Description*		*Extent in Hectare*
1	433/1-6	Dry		0.0150
2	433/1-7	,,		0.0010
3	433/1-8	,,		0.0241
4	433/2-5	,,		0.0190
5	433/2-6	,,		0.0236
6	433/4-6	,,		0 0179
7	433/4-7	,,		0.0232
8	433/5-A5	,,		0.0166
9	433/5-A6	,,		0.0094
			Total	0.1498

By order of the Governor,

P. SOUMINI,

Joint Secretary.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1981.